

**COLT B. DODRILL, ESQ.**  
**Nevada Bar No. 9000**  
**WOLFE & WYMAN LLP**  
**980 Kelly Johnson Drive, Suite 140**  
**Las Vegas, NV 89119**  
**cbdodrill@wolfewyman.com**  
**Tel: (702) 476-0100**  
**Fax: (702) 476-0101**

Attorneys for Defendants  
GMAC MORTGAGE, LLC,  
HOMECOMINGS FINANCIAL NETWORK,  
INC., EXECUTIVE TRUSTEE SERVICES,  
LLC, AND FEDERAL NATIONAL  
MORTGAGE ASSOCIATION

**UNITED STATES DISTRICT COURT**  
**FOR THE DISTRICT OF NEVADA**

TAYLOR LEE: REYNOLDS & CONNIE-  
BURLYNE: EVANS, COMMON-PEACEFUL-  
PEOPLE,

Plaintiff,

v.

HOMECOMINGS FINANCIAL NETWORK,  
INC. et al., GMAC MORTGAGE et al.,  
EXECUTIVE TRUSTEE SERVICES, LLC.,  
FANNIE MAE/FREDDIE MAC

Defendants.

Case No. 3:11-cv-00914-RCJ -WGC

**[PROPOSED] ORDER GRANTING  
MOTION TO ADMINISTRATIVELY  
CLOSE REDUNDANT CASE**

[LR 7-2]

Defendants, GMAC MORTGAGE, LLC (“GMACM”) , EXECUTIVE TRUSTEE SERVICES, LLC (“ETS”), HOMECOMINGS FINANCIAL NETWORK, INC. (“Homecomings”), and FEDERAL NATIONAL MORTGAGE ASSOCIATION (“Fannie Mae”) (incorrectly designated in the caption as “Fannie Mae/Freddie Mac”), by and through their attorneys, Wolfe & Wyman LLP, filed a Motion to Administratively Close Case (Docket No. 5) on January 18, 2012. Plaintiffs’ Response to Defendants’ Motion to Administratively Close Case was due by February 6, 2012.

The Court having considering the moving papers, its own files, and good cause appearing, rules as follows:



1           1. Pursuant to Local Rule 7-2(c), any Response and/or Opposition to Defendants’  
2 Motion to Administratively Close Case was required to be filed with the Court and served within  
3 fourteen (14) days after service of the Motion. No Response and/or Opposition has been submitted  
4 to the Court or served on opposing party within the prescribed timeline. Pursuant to Local Rule 7-  
5 2(i), the failure of an opposing party to file Points and Authority in response to any motion shall  
6 constitute consent to the granting of the motion.

7           2. The Court may grant the Motion to Administratively Close Case without a hearing  
8 where a Local Rule provides another party who has failed to timely file an Opposition is deemed to  
9 have waived any objection to the Motion. Eaton v. Reno, 216 F.3d 1082, 1082 (9th Cir. 2000).

10           3. The Court may grant the Motion to Dismiss for failure to follow local rules if these  
11 five factors weigh in favor of dismissal: “(1) the public’s interest in expeditious resolution of  
12 litigation; (2) the court's need to manage its docket; (3) the risk of prejudice to the defendants, (4) the  
13 public policy favoring disposition of cases of their merits; and (5) the availability of less drastic  
14 sanctions.” Ghazali v. Moran, 46 F.3d 52, 53 (9th Cir. 1995).

15           4. The Court finds that the five Ghazali factors weigh in favor of dismissal, especially in  
16 light of this matter remains pending under case number 3:11-cv-00910-RCJ –VPC.

17           IT IS THEREFORE ORDERED granting Defendants’ Motion to Administratively Close  
18 Case Plaintiffs’ Complaint.

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1 IT IS FURTHER ORDERED the Clerk shall Administratively Close this Case.

2 IT IS SO ORDERED on this \_\_\_\_ day of \_\_\_\_\_, 2012.

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5 \_\_\_\_\_  
UNITED STATES DISTRICT COURT JUDGE

6 Respectfully submitted,

7 WOLFE & WYMAN LLP

8  
9 By: /s/ **Colt B. Dodrill**

10 COLT B. DODRILL, ESQ.

11 Nevada Bar No. 9000

12 980 Kelly Johnson Drive, Suite 140

13 Las Vegas, NV 89119

14 cbdodrill@wolfewyman.com

15 Phone (702) 476-0100

16 Fax (702) 476-0101

17 Attorneys for Defendants

18 GMAC MORTGAGE, LLC,

19 HOMECOMINGS FINANCIAL NETWORK,

20 INC., EXECUTIVE TRUSTEE SERVICES, LLC,

21 AND FEDERAL NATIONAL MORTGAGE

22 ASSOCIATION  
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**CERTIFICATE OF SERVICE**

On February 14, 2012, I served the **PROPOSED ORDER GRANTING MOTION TO ADMINISTRATIVELY CLOSE REDUNDANT CASE** by the following means to the persons as listed below:

\_\_\_\_\_ a. EFC System (you must attach the "Notice of Electronic Filing", or list all persons and addresses and attach additional paper if necessary):

X b. United States Mail, postage fully pre-paid (List persons and addresses. Attach additional paper if necessary):

Taylor L. Reynolds  
Connie B. Evans  
5691 Camus Road  
Carson City, NV 89701  
Plaintiffs in Proper Person

By: /s/ Katia Ioffe  
Katia Ioffe  
An employee of Wolfe & Wyman LLP

 **WOLFE & WYMAN LLP**  
ATTORNEYS & COUNSELORS AT LAW